

Aug-4-1981

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, AUGUST 4, 1981  
AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Deputy Mayor Mitchell at 8:40 a.m. The meeting was recessed by Deputy Mayor Mitchell at 8:56 a.m. to meet as the Housing Authority. The meeting was reconvened by Deputy Mayor Mitchell at 8:58 a.m. and was recessed by Deputy Mayor Mitchell at 8:59 a.m. to meet in Closed Session in the twelfth floor conference room on pending litigation. The meeting was reconvened by Deputy Mayor Mitchell at 9:48 a.m. The meeting was adjourned by Deputy Mayor Mitchell at 10:15 a.m. At 2:02 p.m. Assistant City Clerk Mutascio announced that Item 334 of the August 4, 1981, docket was continued by unanimous vote of Council to August 10, 1981, at 2:00 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-excused by R-254755 (meeting with U.S. President and his Cabinet in Wash., D. C.).
- (1) Councilmember Mitchell-present.
  - (2) Councilmember Cleator-excused by R-254754 (attend Economic Recovery meeting in Wash., D.C.).
  - (3) Councilmember Golding-present.
  - (4) Councilmember Williams-present.
  - (5) Councilmember Schnaubelt-present.
  - (6) Councilmember Gotch-present.
  - (7) Councilmember Murphy-present.
  - (8) Councilmember Killea-present.
- Clerk-Abdelnour, Mutascio (eb/mp)

Aug-4-1981 ITEM-300:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Councilmember Mitchell-present.

Councilmember Cleator-not present.

Councilmember Golding-present.

Councilmember Williams-present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.  
Councilmember Murphy-present.  
Councilmember Killea-present.

Aug-4-1981 ITEM-152:

DESCRIPTION: (R-82-112) Declaring that the Council OPPOSES the passage of H.R.3537, relating to the amendment to the Disaster Relief Act of 1974 to require local governments to contribute 25% of the costs of disaster recovery, and URGES the House of Representatives to DEFEAT this BILL.

COMMITTEE ACTION:

Reviewed by RULES on 7/13/81. Recommendation to ADOPT the Resolution.  
Districts 1, 2, 4, 8 and Mayor voted yea.

FILE: MEET

COUNCIL ACTION:

(Tape location: A176-232).

Adopted as Resolution R-254756.

MOTION BY MURPHY TO ADOPT. Second by Gotch. Passed by the following vote:  
Mitchell-yea. Cleator-not present. Golding-yea. Williams-yea.  
Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-330:

DESCRIPTION: Three Resolutions relative to ALBERTA CANYON PARK DISTRICT - PA DISTRICT NO. 592, Resolution of Intention No. R-254557: (Balboa Park Community Area. DISTRICT-8.)

Subitem-A: (R-82-129)

Adoption of a Resolution ORDERING CHANGES in the REPORT.

Subitem-B: (R-82-131)

Adoption of a Resolution MAKING FINDINGS, OVERRULING PROTESTS AND OBJECTIONS,  
AND CONFIRMING DIAGRAM AND ASSESSMENT. (Eight\_votes required)

Subitem-C: (R-82-132)

Adoption of a Resolution AWARDING IMPROVEMENT BONDS.

FILE: STRT P-20

COUNCIL ACTION:

(Tape location: A015-173)

Continued to 3:00 p.m., August 10, 1981.

Hearing began at 8:40 a.m. and halted at 8:53 a.m.

Testimony by Beck.

Councilmember Schnaubelt present at 8:43 a.m.

MOTION BY KILLEA TO CONTINUE TO 3:00 P.M., AUGUST 10, 1981, FOR FULL COUNCIL.

Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-not present. Golding-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-331:

DESCRIPTION:

FILE:

DESCRIPTION:

Matter of REZONING a portion of LOT 7, PALMETTO TRACT, MAP-2252 (approximately 4,138 sq. ft.), located at the northwest corner of Trojan Avenue and 54th Street, in the Mid-City Community Plan area, from ZONE R-1-5 to ZONE R-3A.

(Case-5-81-013 - City-initiated. DISTRICT-3.) (Planning Department recommended DENIAL of R-3A Zoning and APPROVAL of R-3 Zoning; no opposition. Planning Commission voted 7-0 to DENY R-3A Zoning and APPROVE R-3 Zoning subject to park fees.)

Today's action is:

Subitem-A: (R-82-7)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-02-34 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-4)

INTRODUCTION of an ORDINANCE for R-3 Zoning.

FILE: ZONE 8/4/81

COUNCIL ACTION:

(Tape location: A245-420)

Subitem-A adopted as Resolution R-254757.

Subitem-B introduced, to be adopted August 17, 1981.

Hearing began at 9:48 a.m. and halted at 10:00 a.m.

MOTION BY KILLEA TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE

SUBITEM-B. Second by Williams. Passed by the following vote: Mitchell-yea.

Cleator-not present. Golding-yea. Williams-yea. Schnaubelt-yea. Gotch-yea.

Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-332:

DESCRIPTION:

FILE:

DESCRIPTION:

Matter of REZONING a portion of the NORTHWEST 1/4 of the NORTHEAST 1/4 of PUEBLO LOT 1199 of THE PUEBLO LANDS OF SAN DIEGO, MISCELLANEOUS MAP-36

(approximately 1.3 acres), located on the south side of Birmingham Drive between Meadow Lark Drive and the cul-de-sac of Birmingham Drive, in the Serra Mesa Community Plan area, from ZONE R-1-5 to ZONE CO. (Case-5-81-029.

DISTRICT-5.) (Planning Department recommended APPROVAL of CO Zoning; no opposition. Planning Commission voted 6-0 to APPROVE CO Zoning subject to the recordation of a final subdivision map or maps within two years.)

Today's action is:

Subitem-A: (R-82-8)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-03-26 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-5)

INTRODUCTION of an ORDINANCE for CO Zoning.

FILE: ZONE 8/4/81

COUNCIL ACTION:

(Tape location: A421-465)

Subitem-A adopted as Resolution R-254758.

Subitem-B introduced, to be adopted August 17, 1981.

Hearing began at 10:00 a.m. and halted at 10:02 a.m.

MOTION BY SCHNAUBELT TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE

SUBITEM-B. Second by Gotch. Passed by the following vote: Mitchell-yea.

Cleator-not present. Golding-yea. Williams-yea. Schnaubelt-yea. Gotch-yea.

Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-333:

DESCRIPTION:

FILE:

DESCRIPTION:

Matter of REZONING the WESTERLY 250 FEET of the NORTHERLY 400 feet of the SOUTHEAST 1/4 of the SOUTHWEST 1/4 of SECTION 6, TOWNSHIP 14 SOUTH, RANGE

WEST, S.B.B.M. (approximately 2.3 acres), located on the east side of Black Mountain Road, north of Carmel Mountain Road, in the Penasquitos East Community Plan area, from ZONE A-1-10 to ZONE R-1-5. (Case-5-81-037. DISTRICT-1.) (Planning Department recommended APPROVAL of R-1-5 Zoning; no opposition. Planning Commission voted 7-0 to APPROVE R-1-5 Zoning subject to the recordation of a final subdivision map or maps within two years.)

Today's action is:

Subitem-A: (R-82-9)

Adoption of a RESOLUTION certifying that the information contained in the FIRST AMENDMENT to ENVIRONMENTAL IMPACT REPORT EIR-80-06-45 has been completed

in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said first amendment to the report has been reviewed and considered by the Council.

Subitem-B: (O-82-6 )

INTRODUCTION of an ORDINANCE for R-1-5 Zoning.

Subitem-C: (R-82- )

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with the FIRST AMENDMENT to ENVIRONMENTAL IMPACT REPORT EIR-80-06-45.

FILE: ZONE 8/4/81

COUNCIL ACTION:

(Tape location: A469-499)

Subitem-A adopted as Resolution R-254759.

Subitem-B introduced, to be adopted August 17, 1981.

Subitem-C adopted as Resolution R-254760.

Hearing began at 10:03 a.m. and halted at 10:04 a.m.

MOTION BY KILLEA TO CLOSE THE HEARING, ADOPT SUBITEMS-A AND C, AND INTRODUCE

SUBITEM-B. Second by Williams. Passed by the following vote: Mitchell-yea.

Cleator-not present. Golding-yea. Williams-yea. Schnaubelt-yea. Gotch-yea.

Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-334:

DESCRIPTION: (R-82-108) Authorizing the CITY MANAGER to SUBMIT AN APPLICATION to the Federal Aviation Administration for a GRANT in the amount of \$325,000 to study the current and potential uses of the U.S. Naval Air Station, Miramar

as a civilian/military airfield and related issues.

**COMMITTEE ACTION:**

Reviewed by RULES on 7/13/81. Recommendation to ADOPT the Resolution.

Districts 1, 2, 4, 8 and Mayor voted yea.

FILE: MEET

**COUNCIL ACTION:**

(Tape location: A450-600).

Continued to 2:00 p.m. August 10, 1981.

**MOTION BY GOTCH TO CONTINUE TO 2:00 P.M., AUGUST 10, 1981, AT CITY MANAGER'S**

**REQUEST, AND TO DIRECT THE CITY CLERK TO APPEAR IN THE CHAMBERS AT 2:00 P.M.**

**AND ANNOUNCE COUNCIL'S ACTION.** Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-not present. Golding-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-UC-4:

**DESCRIPTION:**

(R-82-107) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Adopt a resolution to hold a noticed public hearing regarding the establishment of a Marks Historical Rehab Financing Program.

FILE: (MEET)

**COUNCIL ACTION:** (Tape location: A600-728).

Adopted as Resolution R-254761.

**MOTION BY WILLIAMS TO ADOPT.** Second by Golding. Passed by the following vote: Mitchell-yea. Cleator-not present. Golding-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Aug-4-1981 ITEM-CS-1:

**DESCRIPTION:**

(R-82-174) A Resolution adopted by the City Council in Closed Session on August 4, 1981:

Authorizing the City Manager to pay the total sum of \$100,000 in settlement of each and every claim against the City, its agents and employees (Superior Court Case No. 434610, William E. Morris v. Paul Allen Wright, et al), resulting from the injuries to William E. Morris; authorizing the City Auditor and Comptroller to issue one check in the amount of \$100,000 to William E. Morris and his attorney, Clyde C. Crockett, in full settlement of the law suit and of all claims.

FILE: (MEET) CITY\_

**COUNCIL ACTION:** Adopted as Resolution R-254762.

Aug-4-1981 ADJOURNMENT:

FILE: MINUTES

DESCRIPTION:

By common consent, Deputy Mayor Mitchell adjourned the meeting.